

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

OMAR RASHAD POUNCY,

Petitioner,

V.

CARMEN D. PALMER,

Respondent.

[illegible]

Case No. 2:13-cv-14695

Hon. Matthew F. Leitman

**OMAR POUNCY’S ASSENTED-TO MOTION FOR ENLARGEMENT OF  
TIME TO FILE PETITIONER’S REPLY TO THE STATE’S RESPONSE  
TO MOTION FOR A SCHEDULING ORDER WITH RESPECT TO THE  
STATE’S MOTION TO DISMISS**

Ropes & Gray's deadline to file the Reply to the State's Response to the motion for a scheduling order with respect to the State's motion to dismiss (ECF No. 254) under the current briefing schedule is Friday, August 23. Upon the Court's scheduling of a telephonic conference for August 28, Ropes & Gray determined that it would forego filing its Reply, as the telephonic conference provided sufficient opportunity to state its position on behalf of Pouncy. Now that the conference has been postponed, we would like the opportunity to file a Reply. The State has assented to this motion. Accordingly, Ropes & Gray respectfully requests an

enlargement of time to file Pouncy's Reply to the State's Response (ECF No. 254)  
no later than **Monday, August 26.**

Respectfully submitted,

DATED: August 23, 2019

/s/ Aaron M. Katz  
Aaron M. Katz

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/s/ David L. Moffitt  
David L. Moffitt (P30716)

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**CERTIFICATE OF SERVICE AND LOCAL RULE 7.1 CERTIFICATION**

I, Aaron M. Katz, hereby certify that on August 23, 2019, I electronically filed the foregoing papers with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

David Porter  
Assistant Attorney General  
Attorney for Respondent  
Criminal Appellate Division  
P.O. Box 30217  
Lansing, MI 48909  
(517) 335-7650  
porterd@michigan.gov

I further certify that I conferred with Mr. Porter with respect to this motion, and Mr. Porter assented.

Respectfully submitted,

DATED: August 23, 2019

/s/ Aaron M. Katz  
Aaron M. Katz

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